



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shunpei Yamazaki, et al.                      Art Unit : 2813  
Serial No. : 09/451,665                                      Examiner : Laura Schillinger  
Filed : November 30, 1999  
Title : SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD THEREOF

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated September 15, 2003, finally rejecting claims 1-2, 4-5, 7-11, 22-23, 25-26, 28-32, 43-47, 52-55, and 61-82. Applicants prepared and filed a response to the office action dated September 15, 2003 on January 15, 2004 (copy attached). However, to date no action has been received from the Patent Office in response thereto.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for a 2<sup>nd</sup> and 3rd month to and including March 15, 2004 is enclosed.

A check in the amount of \$330 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: March 15, 2004

William G. Hughes, Jr.  
William G. Hughes, Jr.  
Reg. No. 46,112

Fish & Richardson P.C.  
1425 K Street, N.W.  
11th Floor  
Washington, DC 20005-3500  
Telephone: (202) 783-5070  
Facsimile: (202) 783-2331  
WXH/ad  
40209133.doc